IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

ORDER
IN
S.B. Civil Second Appeal No.6/2004

Ami Chand S/o Shri Ram Dayal
...plaintiff-appellant
Versus
Smt. Kanta Devi & Others
...defendants-respondents

Date of Order ::: 24.11.2006

Present
Hon'ble Mr. Justice Narendra Kumar Jain

Shri R.K. Mathur, with
Ms. Shilpi Gupta, Counsel for plaintiff-appellant
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By the Court:-

Heard learned counsel for the appellant.

The plaintiff-appellant filed a suit for possession in respect of the property, in dispute, and for mesne profits, which was dismissed by the lower court. The judgment and decree passed by the lower court has been affirmed by the first appellate court also.

I have heard the learned counsel for the appellant and after considering his submissions in the light of the findings of both the courts below, I find that the controversial issues involved in the present case relate to the questions of fact and there is

concurrent finding of facts by both the courts below, which cannot be interfered with by this Court in second appeal under Section 100 of the C.P.C.

No substantial question of law is involved in this second appeal and the same is accordingly dismissed in limine.

(Narendra Kumar Jain) J.

//Jaiman//